

July 26 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA**IN THE SUPREME COURT OF THE STATE OF MONTANA**

DA 09-0601

FILED

JUL 26 2010

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

Phyllis Jamison
Pro Se Appellant
P.O. Box 343
Clinton, MT 59825
Phone & Fax (406) 825-2004

PHYLLIS JAMISON,

Plaintiff and Appellant,

v.

FRED VAN VALKENBURG,
MISSOULA COUNTY COMMISSION,
BILL CAREY, COMMISSIONER, JEAN
CURTISS, COMMISSIONER, JAMES
MCCUBBIN, DEPUTY COUNTY
ATTORNEY, DENA L. LUND, JACK S.
LUND, RICHARD B. WHEATLEY,
TAMBRY T. WHEATLEY,

Defendants and Appellees.

MOTION SUPPORTED BY
AFFIDAVIT FOR A
TWENTY-FIVE DAY
EXTENSION OF TIME
TO AUGUST 31, 2010
FOR APPELLANT TO FILE
HER REPLY BRIEF

The Appellant, Phyllis Jamison, being first sworn
upon her oath, states the following:

I attempted to contact Alan F. McCormick, opposing
counsel for Missoula County, but was unable to reach him.

I also attempted to contact Paul Sharkey, opposing
counsel for Jack Lund and Dena Lund. As yet, I have also not
heard back from Sharkey.

My consolidated Reply Brief is due August 6, 2010.

I have had several things take away from my writing
time. I had some unexpected dental surgery from a tooth that
split and then became infected. Also, some neighbors (not
related to this lawsuit) set up camp day and night and with

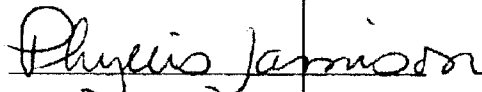
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music and microphones for all of their out of town summer guests. They still have one large plus three average size portable toilets set up and the campers are still partying so I don't know how long that will last.

I do have my broad outline all completed of how I plan to consolidate all of my replies, now that the Court has approved that. And Missoula County did not object to the consolidation. But fitting each piece into that outline has required more research and evidence gathering by me because of the considerable "new" material presented by both opposing parties in their answer briefs.

I respectfully move this Court to grant this motion for a 25-Day extension of time, with my consolidated Reply Brief due August 31, 2010. Thank you for your consideration.

Respectfully submitted,



Phyllis Jamison

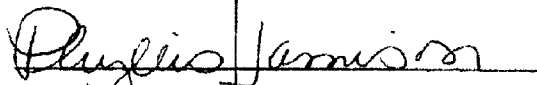
Pro Se Appellant

July 26, 2010

CERTIFICATE OF COMPLIANCE

Pursuant to Rule 11(4)(b); of the Montana Rules of Appellate Procedure, I certify that this brief is printed with a mono-spaced Courier text typeface of 12 points; is double spaced; [I do not have Microsoft Word 2003 on my computer-typewriter], is not more than 30 (14 for reply) pages, excluding certificate of service and certificate of compliance.

Dated this 26th day of July, 2010.

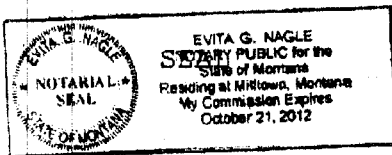


Phyllis Jamison, Pro Se Appellant

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On the 26th of July, 2010 before me, the undersigned, a Notary Public for the State of Montana, personally appeared Phyllis Jamison, known to me to be the person who executed the within instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal the day and year first above written.



Evita G Nagle
Notary Signature

Evita G Nagle
Notary printed or typed name

Residing at *Missoula*

My commission expires *10/21/2012*

CERTIFICATE OF SERVICE

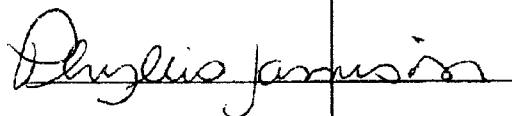
I, the undersigned pro se appellant, hereby certify that on this 26th day of July, 2010 I filed a true and accurate copy of the foregoing Pro Se Appellant's Motion and Affidavit in Support of Motion for Extension of Time by FACSIMILE (406) 444-5705 at 2:00 PM with the Clerk of the Montana Supreme Court and that I have served true and accurate copies of the foregoing motion upon each attorney of record in the above referenced action, by depositing the same in the United States Mail, postage prepaid thereon, addressed as follows:

Paul Sharkey
Phillips Law Firm, P.C.
P.O. Box 8569
Missoula, MT 59807-8569
Counsel for Dena Lund & Jack Lund

Alan F. McCormick
Garlington, Lohn & Robinson
P.O. Box 7909
Missoula, MT 59807-7909
Counsel for Missoula County

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Dated this 26th day of July, 2010.

A handwritten signature in cursive script, reading "Phyllis Jamison", written over a horizontal line.

Phyllis Jamison
P.O. Box 343
Clinton, MT 59825
Pro Se Appellant

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